

HOUSE BILL 1904

By McDaniel

AN ACT to amend Tennessee Code Annotated, Title 4;  
Title 5; Title 10; Title 12; Title 13; Title 33; Title 40;  
Title 48; Title 49; Title 55; Title 56; Title 63; Title 68  
and Title 71, relative to intellectual disability.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 5-9-101, is amended in subdivision (3) by deleting the language "mentally retarded" and by substituting instead the language "people with intellectual disability." Tennessee Code Annotated, Section 5-9-101, is further amended in subdivision (24) by deleting the language "the mentally retarded" and by substituting instead the language "people with intellectual disability".

SECTION 2. Tennessee Code Annotated, Section 10-7-504(c), is amended by deleting the language "mental retardation" and by substituting instead the language "intellectual disability".

SECTION 3. Tennessee Code Annotated, Section 13-24-101(a), is amended by deleting the language "mentally retarded" and by substituting instead the language "people with intellectual disability".

SECTION 4. Tennessee Code Annotated, Section 13-24-102, is amended by deleting the language "mentally retarded" wherever it appears and by substituting instead the language "people with intellectual disability".

SECTION 5. Tennessee Code Annotated, Section 33-1-309(b), is amended by deleting the word "division" and by substituting instead the word "department".

SECTION 6. Tennessee Code Annotated, Section 33-2-402(4), is amended is by deleting the language "deputy commissioner of health" and by substituting instead the language "deputy commissioner of mental health".

SECTION 7. Tennessee Code Annotated, Section 33-5-110(a) , is amended by deleting the language " Tennessee division of intellectual disabilities services " and by substituting instead the language "department of intellectual and developmental disabilities".

SECTION 8. Tennessee Code Annotated, Section 33-5-110, is amended by deleting the language "DIDS" wherever it appears and by substituting instead the language "DIDD".

SECTION 9. Tennessee Code Annotated, Section 40-28-115(g)(1), is amended by deleting the language "retarded" and by substituting instead the language "intellectually disabled".

SECTION 10. Tennessee Code Annotated, Section 48-101-301(5) and (15)(E), is amended by deleting the language "mentally retarded "wherever it appears and by substituting instead the language "intellectually disabled".

SECTION 11. Tennessee Code Annotated, Section 48-101-302(b), is amended by deleting the language "mentally retarded" and by substituting instead the language "intellectually disabled".

SECTION 12. Tennessee Code Annotated, Section 48-101-308(a)(7) and (8), is amended by deleting the language "mentally retarded" wherever it appears and by substituting instead the language "intellectually disabled".

SECTION 13. Tennessee Code Annotated, Section 49-10-902(a)(2), is amended by deleting the language "the mentally retarded" and by substituting instead the language "people with intellectual disability".

SECTION 14. Tennessee Code Annotated, Section 55-50-323(a)(6)(B), is amended by deleting the language "mentally retarded" wherever it appears and by substituting instead the language "person with intellectual disability".

SECTION 15. Tennessee Code Annotated, Section 56-7-2503, is amended by deleting the language "mentally retarded" wherever it appears and by substituting instead the language "intellectually disabled".

SECTION 16. Tennessee Code Annotated, Section 63-7-102(10)(C), is amended in the first sentence by deleting the language "the mentally retarded" and by substituting instead the language "people with intellectual disability".

SECTION 17. Tennessee Code Annotated, Section 68-11-705, is amended by deleting the language "mentally retarded" and by substituting instead the language "intellectually disabled".

SECTION 18. Tennessee Code Annotated, Section 71-6-113(b), is amended by deleting the language "physical illness, mental retardation or developmental disabilities," and by substituting instead the language "physical illness, intellectual disability or developmental disabilities,".

SECTION 19. Tennessee Code Annotated, Section 71-6-124(a)(1)(A), is amended by deleting the language " the division of intellectual disability services (DIDS), department of finance and administration" and by substituting instead the language "the department of intellectual and developmental disabilities".

SECTION 20. The Tennessee Code Commission is authorized to make changes to appropriate provisions of Tennessee Code Annotated in order to effectuate the intent of Chapters 734 and 1100 of the Public Acts of 2010 with respect to references to mental retardation and similar terms and the creation of the department of intellectual and developmental disabilities.

SECTION 21. This act shall take effect upon becoming a law, the public welfare requiring it.